

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION**

UNITED STATES OF AMERICA

V.

ROBERT WILLIAM RODGERS

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CASE NO. 9:07-CR-20(1)

**ORDER ADOPTING
FINDINGS OF FACT AND RECOMMENDATION ON PLEA OF TRUE**

The Court referred this matter to United States Magistrate Judge Keith F. Giblin, at Beaumont, Texas, for consideration pursuant to 28 U.S.C. § 636(b) and the Local Rules for the United States District Court for the Eastern District of Texas. In accordance with 18 U.S.C. § 3401(i) and 18 U.S.C. § 3583(e), Judge Giblin held a hearing and submitted findings of fact and a recommendation on the revocation of the defendant's supervised release.

Having conducted the proceedings in the form and manner prescribed by Federal Rule of Criminal Procedure 11 and 18 U.S.C. § 3583, the magistrate judge issued his *Findings of Fact and Recommendation on Plea of True* [Doc. No. 76]. The magistrate judge recommended that the Court revoke the defendant's supervised release and impose a term of imprisonment for the revocation with no additional term of supervision to follow.

The parties have not objected to the magistrate judge's recommendation. After review, the Court concludes that the *Findings of Fact and Recommendation* should be accepted.

It is **ORDERED** that the *Findings of Fact and Recommendation on Plea of True* [Doc. No. 76] are **ADOPTED**. The Court finds that the defendant, Richard Williams Rodgers, violated conditions of his supervised release. Rodgers also signed a *Consent to Revocation and Waiver of*

Right to Allocute at Sentencing [Doc. No. 74] in which he agreed to the recommended sentence. He also failed to file objections to the magistrate judge's report. The Court accordingly **ORDERS** that the defendant's term of supervision is **REVOKED**. Pursuant to the magistrate judge's recommendation, the Court **ORDERS** the defendant to serve a term of eleven (11) months plus 120 days imprisonment, with no supervision to follow. The 120 days is imposed for unserved halfway house time as agreed at the hearing. The Court finally recommends that the defendant be placed in the Federal Correctional Institute (FCI) in Bastrop, Texas, if possible, for service of the prison term.

So **ORDERED** and **SIGNED** this **17** day of **July, 2017**.

A handwritten signature in black ink, appearing to read "Ron Clark", is written above a horizontal line.

Ron Clark, United States District Judge